

# **EX. 17**

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

JARI MCPHERSON,  
JERALD SAMS, and  
DANIEL MARTINEZ,  
Plaintiffs

v.

TEXAS DEPARTMENT OF  
PUBLIC SAFETY,  
Defendant.

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\* CIVIL ACTION  
\* NO. 1:20-cv-01223-DAE  
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VIDEOCONFERENCED ORAL DEPOSITION

OF

RAMIRO SALDIVAR

Wednesday, February 1, 2023

(REMOTELY REPORTED)

VIDEOCONFERENCED ORAL DEPOSITION OF RAMIRO  
SALDIVAR, produced as a witness at the instance of the  
Plaintiffs, and duly sworn, was taken in the above-  
styled and numbered cause on Wednesday, February 1,  
2023, from 9:13 a.m. to 2:02 p.m., before Debbie D.  
Cunningham, CSR, in and for the State of Texas, remotely  
reported via Machine Shorthand, pursuant to the Federal  
Rules of Civil Procedure.

--ooOoo--

<p>42</p> <p>1 you?</p> <p>2 A. That there's no tolerance for that in</p> <p>3 the workplace.</p> <p>4 Q. Which means what happens when it</p> <p>5 occurs? What are the consequences when it</p> <p>6 occurs if there's a zero tolerance?</p> <p>7 A. There's an investigation. Then after</p> <p>8 the investigation, there are some type of</p> <p>9 punitive outcomes; and then based on those</p> <p>10 outcomes, there's a determination. It varies.</p> <p>11 I'm not sure -- I can't really say what that</p> <p>12 outcome would be until the investigation is</p> <p>13 concluded.</p> <p>14 Q. Yeah, but --</p> <p>15 A. It could --</p> <p>16 Q. Yeah, go ahead.</p> <p>17 A. It could be up to termination, but it</p> <p>18 varies.</p> <p>19 Q. Okay. And that policy and other</p> <p>20 policies adopted by and enforced at that time</p> <p>21 that you had this incident occurred with --</p> <p>22 between yourself and Marisela Reynaga called</p> <p>23 for you to report that, correct?</p> <p>24 A. Yes, sir.</p> <p>25 MR. HARRIS: Object to the form</p>	<p>44</p> <p>1 A. Yes.</p> <p>2 Q. Okay. And neither did Chris Hanson</p> <p>3 report that incident of sexual harassment by</p> <p>4 you of Marisela Reynaga up the chain of</p> <p>5 command, correct?</p> <p>6 MR. HARRIS: Object to the form</p> <p>7 of the question.</p> <p>8 A. Not to my knowledge, no.</p> <p>9 Q. So not to your knowledge.</p> <p>10 If Chris Hanson had reported it</p> <p>11 up the chain of command, the chain of command</p> <p>12 was obligated to institute an investigation,</p> <p>13 correct?</p> <p>14 MR. HARRIS: Object to the form</p> <p>15 of the question.</p> <p>16 Q. (BY MR. MUNGO) Correct?</p> <p>17 A. Yes, sir.</p> <p>18 Q. Okay. According to Texas Department</p> <p>19 of Public Safety's policies.</p> <p>20 And you know that that never</p> <p>21 occurred, correct?</p> <p>22 A. Yes, sir.</p> <p>23 Q. Okay. And so that means that if</p> <p>24 Lieutenant Hanson, as an agent of notice, as</p> <p>25 were you, did report that up the chain of</p>
<p>43</p> <p>1 of the question.</p> <p>2 Q. (BY MR. MUNGO) Okay. And it also</p> <p>3 called for Lieutenant Hanson to report that</p> <p>4 incident, correct?</p> <p>5 MR. HARRIS: Object to the form</p> <p>6 of the question.</p> <p>7 A. Yes.</p> <p>8 Q. (BY MR. HARRIS) Okay. And your</p> <p>9 testimony here today is that neither one of you</p> <p>10 reported that up the chain of command, correct?</p> <p>11 MR. HARRIS: Object to the form</p> <p>12 of the question.</p> <p>13 A. I didn't report it because she told</p> <p>14 me that she was not going to make a big deal</p> <p>15 out of it and that she was not going to file</p> <p>16 anything against me. She just wanted to bring</p> <p>17 it to my attention.</p> <p>18 Q. (BY MR. MUNGO) My only question is,</p> <p>19 sir: You did not report it, correct, up the</p> <p>20 chain, correct?</p> <p>21 MR. HARRIS: Object to the form</p> <p>22 of the question.</p> <p>23 A. Yes.</p> <p>24 Q. (BY MR. MUNGO) Yes, you did not</p> <p>25 report it, correct?</p>	<p>45</p> <p>1 command, the chain of command did not follow</p> <p>2 agency policy, specifically 18.25 of the</p> <p>3 general manual, citing and calling for zero</p> <p>4 tolerance for sexual harassment, correct?</p> <p>5 A. Yes, sir.</p> <p>6 Q. Okay. Did Captain Koenig have</p> <p>7 knowledge of this incident, Marisela Reynaga's</p> <p>8 complaint of your sexual harassment against</p> <p>9 her?</p> <p>10 MR. HARRIS: Object to the form</p> <p>11 of the question, calls for speculation.</p> <p>12 A. I do not know.</p> <p>13 Q. (BY MR. MUNGO) Captain Koenig and</p> <p>14 Chris Hanson were very close, were they not?</p> <p>15 MR. HARRIS: Object to the form</p> <p>16 of the question, calls for speculation.</p> <p>17 A. I believe so.</p> <p>18 Q. (BY MR. MUNGO) Okay. In fact, to</p> <p>19 your knowledge, they were really close friends,</p> <p>20 correct?</p> <p>21 A. Yes, sir.</p> <p>22 Q. Do you recall the incident in which</p> <p>23 Belinda Pedroza filed and/or voiced, one or the</p> <p>24 other and maybe even both, a discrimination</p> <p>25 complaint against Rebecca Butler, who was her</p>

<p style="text-align: right;">46</p> <p>1 supervisor at that time?</p> <p>2 MR. HARRIS: Object to the form</p> <p>3 of the question.</p> <p>4 A. Yes.</p> <p>5 Q. (BY MR. MUNGO) And did you report</p> <p>6 that up the chain?</p> <p>7 A. Yes, I did.</p> <p>8 Q. Who did you report that to?</p> <p>9 A. Mark Koenig.</p> <p>10 Q. You reported it to Mark Koenig.</p> <p>11 And what became of that</p> <p>12 complaint?</p> <p>13 A. I'm not sure, sir. I just know that</p> <p>14 I reported it up, and I'm not sure if it was</p> <p>15 investigated or not. I'm not aware of any.</p> <p>16 Q. Actually, you did not report that to</p> <p>17 Koenig, did you? You actually reported it to</p> <p>18 Rebecca Butler; isn't that true?</p> <p>19 A. No, I reported it to Mark Koenig; and</p> <p>20 then Mark Koenig asked me why I was reporting</p> <p>21 it to him when it should be reported to, I</p> <p>22 guess, her division, which is a different</p> <p>23 division.</p> <p>24 Q. So Mark Koenig, as far as you know,</p> <p>25 did not take any action reporting that up the</p>	<p style="text-align: right;">48</p> <p>1 A. Yes, sir.</p> <p>2 Q. Okay. But you didn't do that, did</p> <p>3 you?</p> <p>4 A. Because I notified my chain of</p> <p>5 command. That's why. And I believe -- if I</p> <p>6 remember, I believe that Mark Koenig did report</p> <p>7 it to Nathanael Haddox because I was CC'd on</p> <p>8 that e-mail. Nathanael Haddox is our EEO</p> <p>9 representative.</p> <p>10 Q. And you don't have a copy of that</p> <p>11 e-mail with you today, do you, sir?</p> <p>12 A. No, sir.</p> <p>13 Q. Okay. So you said a moment ago that</p> <p>14 you didn't know whether or not Captain Koenig</p> <p>15 reported that complaint of discrimination by</p> <p>16 Belinda Pedroza against Rebecca Butler up the</p> <p>17 chain; but now, you're saying he did. Am I --</p> <p>18 A. I remembered. Yes, sir, I</p> <p>19 remembered that there was an e-mail that was</p> <p>20 generated to Nathanael Haddox, not up the chain</p> <p>21 but to Nathanael Haddox, by Mark Koenig about</p> <p>22 the incident.</p> <p>23 Q. Okay. And that was after you had</p> <p>24 given Rebecca Butler a heads-up, correct?</p> <p>25 A. Correct.</p>
<p style="text-align: right;">47</p> <p>1 chain, correct?</p> <p>2 A. I don't know. That's correct.</p> <p>3 Q. That's what I'm asking you. As far</p> <p>4 as you know, Mark Koenig didn't take any action</p> <p>5 to report that up the chain, correct?</p> <p>6 A. I don't know. That's the thing, I</p> <p>7 don't know. I don't know if he did or did not.</p> <p>8 Q. Yeah, that's my question to you is</p> <p>9 that don't know, correct?</p> <p>10 MR. HARRIS: Objection, asked</p> <p>11 and answered.</p> <p>12 Q. (BY MR. MUNGO) Sir?</p> <p>13 A. Correct.</p> <p>14 Q. Okay. All right. And you don't know</p> <p>15 what -- and you also reported it to Rebecca</p> <p>16 Butler, correct?</p> <p>17 A. Correct.</p> <p>18 Q. And you call yourself, in doing so,</p> <p>19 giving Rebecca Butler a heads-up, correct?</p> <p>20 A. Correct.</p> <p>21 Q. So why didn't you report that -- if</p> <p>22 Koenig told you you didn't report it to the</p> <p>23 right person, he left it up to you now to take</p> <p>24 it up the chain now in, what, another division,</p> <p>25 was it? Did you say that, another division?</p>	<p style="text-align: right;">49</p> <p>1 Q. Okay. Why didn't you go -- instead</p> <p>2 of giving Rebecca Butler a heads-up, why did</p> <p>3 you not go to someone above her or someone</p> <p>4 outside of her chain of command?</p> <p>5 A. Well, I didn't give her a heads-up.</p> <p>6 It was more like, "Watch what you say in front</p> <p>7 of Belinda." I guess that's what you can say a</p> <p>8 heads-up; but I didn't report it above her</p> <p>9 chain of command because I reported it to my</p> <p>10 immediate chain of command, which is Mark</p> <p>11 Koenig.</p> <p>12 Q. And he gave you direction to go to</p> <p>13 her chain of command, didn't he?</p> <p>14 A. He didn't have a direction. He</p> <p>15 didn't tell me to do that. He just said, "Next</p> <p>16 time do that." And he's the one that e-mailed</p> <p>17 Nathanael Haddox.</p> <p>18 Q. Okay. All right. So why did you</p> <p>19 tell Rebecca Butler to be careful what she says</p> <p>20 around Belinda Pedroza? How was that going to</p> <p>21 help anything?</p> <p>22 A. I wasn't trying to help anything. I</p> <p>23 was just telling her, "Watch what you say as a</p> <p>24 supervisor."</p> <p>25 Q. So then let me make sure I understand</p>

<p>150</p> <p>1 report it to my captain; and then it goes up.  2 So the captain was part of that text group. He  3 had been notified.  4 Q. But the captain clearly -- even if  5 what you're saying was true -- the captain was  6 a part of all those texts, the trail of text  7 messages, correct?  8 A. Yes, sir.  9 Q. But you still didn't report Hanson.  10 Why treat Hanson more favorably than McPherson?  11 The question is still there.  12 MR. HARRIS: Object to the form  13 of the question.  14 A. Again, I reported McPherson to my  15 captain because it's something that I heard so  16 that they can take a look into it. If I was to  17 report Hanson to my captain, they would have  18 taken a look into it. If the captain was aware  19 of those pictures, why would I need to report  20 them to the captain if he's part of the  21 conversations?  22 Q. (BY MR. MUNGO) Did you ever talk  23 negatively about Mr. McPherson --  24 A. No, sir.  25 Q. -- to other department employees?</p>	<p>152</p> <p>1 That's what I was apologizing for, getting off  2 on the wrong foot.  3 MR. HARRIS: Hold on. Another  4 witness has --  5 MR. MUNGO: Go ahead. Go ahead.  6 MR. HARRIS: It is 1:30, and so  7 we need to pause.  8 MR. MUNGO: I'm not done.  9 MR. HARRIS: I need to deal with  10 the next witness.  11 MR. MUNGO: Well, we can talk  12 about that, since I'm not done, off the record.  13 THE REPORTER: We're going off  14 the record at 1:28 p.m.  15 (Off the record from 1:28 to 1:29 p.m.)  16 THE REPORTER: We're back on the  17 record at 1:29 p.m.  18 Q. (BY MR. MUNGO) So you apologized to  19 McPherson for treating him badly without you  20 ever getting to know him; isn't that correct?  21 MR. HARRIS: Object to the form  22 of the question.  23 A. No, that's not what I said. I said  24 that I apologized for starting off on the wrong  25 foot with him.</p>
<p>151</p> <p>1 A. No, sir. I actually like Jari a lot.  2 Q. But Mr. McPherson filed a complaint  3 on you based on that conduct, correct?  4 A. Yes, sir.  5 Q. But you're saying that conduct never  6 occurred, saying that Mr. McPherson was wrong  7 in his allegations against you, that it never  8 occurred?  9 A. Well, the allegation was made. There  10 was an investigation that was done, and the  11 investigation concluded that no further action  12 needs to be taken. I was never part of that  13 investigation. I was never involved. By the  14 time they concluded that investigation, they  15 had already deemed that allegation as not  16 needing to be looked at.  17 Q. Did you ever apologize to  18 Mr. McPherson for listening to everyone else  19 when Mr. McPherson first got to Region 7?  20 MR. HARRIS: Object to the form  21 of the question.  22 A. I never apologized for stuff that was  23 said. I just apologized in the form that, hey,  24 whatever I knew about him was untrue; and,  25 therefore, we got off on the wrong foot.</p>	<p>153</p> <p>1 Q. (BY MR. MUNGO) What do you mean,  2 starting off on the wrong foot? Explain that  3 for the record.  4 A. Well, when he got here, you know, he  5 came here with issues that, I guess, happened  6 to him in Temple or Killeen, the Region 6 area.  7 And so, when he got here, I was told he should  8 have been reporting to me on the 1st; and he  9 didn't. I guess that there was some  10 miscommunication or whatever, and that created  11 some friction right off the bat. And so that's  12 why, you know, we started off on the wrong  13 foot; and that's how it went.  14 I don't have any animosity  15 towards Jari, even after the complaint happened  16 and I was made aware of what was on that  17 complaint and whatnot. And I just told him,  18 "Hey, man, I'm sorry you felt that way." And  19 we went from there. I didn't take anything  20 personal.  21 Q. Who told you what happened with  22 McPherson in Killeen?  23 A. He did.  24 Q. He told you about that. You didn't  25 hear anything about that before he told you,</p>

<p>166</p> <p>1 speculative; but, yes, it's a fair assumption 2 to say that. 3 Q. (BY MR. MUNGO) And, really, Mark 4 Koenig treated you like crap, in a way of 5 expression. Would you agree with that? Is 6 that a fair statement? 7 A. I agree, yes, sir. 8 Q. And you don't believe that your race 9 had anything to do with that? 10 A. I would hope not, no, sir. 11 Q. But you don't know? 12 A. I do not know, yes, sir. 13 Q. It would be a fair statement to say 14 that it may possibly be one of the reasons, 15 correct? 16 MR. HARRIS: Object to the form 17 of the question. 18 Q. (BY MR. MUNGO) It would be a fair 19 statement? 20 MR. HARRIS: Object to the form 21 of the question. 22 A. Again, I don't know. 23 Q. (BY MR. MUNGO) No, you don't know; 24 but is it a fair statement to say possibly it 25 could be one of the reasons?</p>	<p>168</p> <p>1 Q. Okay. So I'm not saying -- asking 2 you do you know. I'm asking: Would it be a 3 fair statement to say that your race and Danny 4 Martinez's race would be among the possible 5 reasons why you and Danny Martinez were treated 6 so badly by Mark Koenig? That's all I'm 7 asking. Is it a fair statement? 8 MR. HARRIS: Objection. He's 9 already answered the question he doesn't know. 10 Q. (BY MR. MUNGO) Do you understand I'm 11 not asking you if you know that? I'm asking 12 you: Would that be a fair statement that race 13 could be one of the reasons why you and Danny 14 Martinez was treated so badly, unfairly, by 15 Mark Koenig? 16 MR. HARRIS: Object to the form 17 of the question. 18 Q. (BY MR. MUNGO) Would that be a fair 19 statement? 20 A. I believe that -- yes, we are both 21 Hispanics; but I don't believe it was based on 22 our race. 23 Q. But the point is that you don't know 24 that it was based on your race, correct? 25 A. That is correct.</p>
<p>167</p> <p>1 A. I don't know. I would hope not, but 2 I don't know. 3 Q. Didn't you go to Mr. Martinez and 4 literally cried and vented with him about how 5 you were being treated by Koenig? 6 A. I don't think I cried, but I did have 7 a lot of conversations with Danny Martinez 8 about how I was treated by Mark Koenig. I 9 don't think I've ever cried. I have cried when 10 speaking to Mark Koenig, but not to Danny 11 Martinez. 12 Q. And you don't feel that Koenig 13 harbors any racial animus towards people of 14 color? 15 A. Again, I don't know. I'm hoping not, 16 but I don't know. 17 Q. Okay. So it is among the possible 18 reasons why you were mistreated and why he 19 mistreated Danny Martinez. Would that be a 20 fair statement? 21 MR. HARRIS: Object to the form 22 of the question. 23 Q. (BY MR. MUNGO) Would that be a fair 24 statement? 25 A. Again, I don't know; but I hope not.</p>	<p>169</p> <p>1 MR. HARRIS: Asked and answered. 2 Q. (BY MR. MUNGO) And the fact you 3 don't know means it's possible that race was 4 one of the reasons, right; is that fair to say? 5 MR. HARRIS: Asked and answered. 6 You're trying to get a sound bite out of him. 7 He's already given you his answer that he 8 doesn't know. 9 Q. (BY MR. MUNGO) All right, sir. You 10 understand my question. You've said that you 11 don't know a number of times. All I'm asking 12 is: That means it's possible that race could 13 be one of the reasons. That's fair, right? 14 A. My answer is: I don't believe it has 15 anything to do with race. 16 Q. Well, but you don't know is the 17 point, correct? 18 MR. HARRIS: At this point 19 you're just arguing with him. 20 Q. (BY MR. MUNGO) Is that correct? 21 MR. HARRIS: He's already 22 answered the question. 23 Q. (BY MR. MUNGO) Sir, is it fair to 24 say you don't know? 25 A. I don't know.</p>

<p style="text-align: right;">170</p> <p>1 Q. Okay. Do you believe that</p> <p>2 Captain Koenig showed favoritism to a</p> <p>3 lieutenant who is now a captain, Chris Hanson?</p> <p>4 A. Yes, sir.</p> <p>5 Q. Did Captain Koenig give you favorable</p> <p>6 evaluations?</p> <p>7 A. No, sir.</p> <p>8 Q. If not, why do you feel that you were</p> <p>9 given less-than-favorable evaluations?</p> <p>10 A. For actions that I've taken.</p> <p>11 Q. Do you believe that the department,</p> <p>12 Texas Department of Public Safety, has a</p> <p>13 good-old-boy system as pertains to the hiring</p> <p>14 process and promotions?</p> <p>15 MR. HARRIS: Object to the form</p> <p>16 of that question.</p> <p>17 A. No, sir, I don't believe that.</p> <p>18 Q. (BY MR. MUNGO) Do you believe the</p> <p>19 good-old-boy system supports African Americans?</p> <p>20 A. I believe the promotional system is a</p> <p>21 system that has flaws, but it's a promotional</p> <p>22 system that the department has that we have to</p> <p>23 abide by and play with.</p> <p>24 Q. Did Hanson ever complain of</p> <p>25 mistreatment from Koenig?</p>	<p style="text-align: right;">172</p> <p>1 Goodwin is a part of a group that have</p> <p>2 benefitted in terms of his career because he is</p> <p>3 White?</p> <p>4 A. Again, I don't know any career path</p> <p>5 or background on Goodwin to make a</p> <p>6 determination either way.</p> <p>7 Q. Do you feel that the Texas Department</p> <p>8 of Public Safety handles all investigations,</p> <p>9 including C-1s against White employees, the</p> <p>10 same as they do minority employees?</p> <p>11 MR. HARRIS: Object to the form</p> <p>12 of the question.</p> <p>13 A. I believe that all investigations of</p> <p>14 allegations are taken seriously and the</p> <p>15 investigators do a good job diligently to</p> <p>16 investigate all allegations whether --</p> <p>17 regardless of race or gender.</p> <p>18 Q. (BY MR. MUNGO) Do you feel that</p> <p>19 minorities are afforded equal opportunity to</p> <p>20 promote as their White counterparts?</p> <p>21 A. Yes, sir, I believe so.</p> <p>22 Q. Do you believe that minorities in DPS</p> <p>23 receive C-1s for fraudulent or minor violations</p> <p>24 and that White counterparts don't?</p> <p>25 A. Can you repeat that?</p>
<p style="text-align: right;">171</p> <p>1 MR. HARRIS: Object to the form</p> <p>2 of the question.</p> <p>3 A. Not to me, no, sir.</p> <p>4 Q. (BY MR. MUNGO) And they are both</p> <p>5 White males, correct?</p> <p>6 A. Yes, sir.</p> <p>7 Q. Would you say that Mark Koenig and</p> <p>8 Chris Hanson benefitted tremendously throughout</p> <p>9 their career paths from being part of that</p> <p>10 group of good old boys?</p> <p>11 MR. HARRIS: Object to the form</p> <p>12 of the question.</p> <p>13 A. Without knowing their career paths</p> <p>14 and their backgrounds, I can't answer that.</p> <p>15 Q. (BY MR. MUNGO) Do you think that</p> <p>16 they benefitted tremendously throughout their</p> <p>17 careers because they were White in terms of</p> <p>18 promotions and other kinds of favorable</p> <p>19 treatment?</p> <p>20 A. I don't believe so.</p> <p>21 Q. Why haven't you competed for</p> <p>22 promotional opportunities to captain?</p> <p>23 A. I don't believe in competing for a</p> <p>24 position I'm not ready for.</p> <p>25 Q. Would you say that Chief Floyd</p>	<p style="text-align: right;">173</p> <p>1 Q. Yes. Do you believe that minorities</p> <p>2 in the Texas Department of Public Safety</p> <p>3 receive C-1s for fraudulent or minor violations</p> <p>4 that their White counterparts do not?</p> <p>5 A. I do not know.</p> <p>6 Q. Do you believe that C-1s block</p> <p>7 minorities from future promotions?</p> <p>8 A. I believe the current promotional</p> <p>9 system where you have to disclose a C-1 does</p> <p>10 block you from promotional opportunities, yes,</p> <p>11 sir.</p> <p>12 Q. I talked to you about complaints</p> <p>13 being filed against you by Belinda Pedroza and</p> <p>14 Marisela Reynaga. Were any other such</p> <p>15 complaints filed against you?</p> <p>16 A. No, sir.</p> <p>17 Q. Okay. Do you recall</p> <p>18 Lieutenant Martinez being mocked and over-</p> <p>19 looked -- or mocked and being called a new</p> <p>20 idea fairy?</p> <p>21 A. I don't recall that, no, sir.</p> <p>22 Q. You've never said that about</p> <p>23 Lieutenant Martinez?</p> <p>24 A. No.</p> <p>25 MR. MUNGO: Okay. Give me just</p>

<p>174</p> <p>1 one moment, please.</p> <p>2 (Brief pause.)</p> <p>3 MR. MUNGO: Okay. Drew, pass</p> <p>4 the witness. Thank you very much,</p> <p>5 Mr. Saldivar.</p> <p>6 THE WITNESS: Thank you.</p> <p>7 THE REPORTER: Mr. Harris, do</p> <p>8 you have any questions of the witness?</p> <p>9 MR. HARRIS: No, we'll reserve;</p> <p>10 but the witness would like the opportunity to</p> <p>11 review and sign the deposition.</p> <p>12 THE REPORTER: And do you need a</p> <p>13 copy of the transcript?</p> <p>14 MR. HARRIS: Yes.</p> <p>15 MR. MUNGO: Yes.</p> <p>16 THE REPORTER: This concludes</p> <p>17 the deposition at 2:02 p.m.</p> <p>18 (Deposition adjourned at</p> <p>19 2:02 p.m.)</p> <p>20 --ooOoo--</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>176</p> <p>1 I, RAMIRO SALDIVAR, have read the</p> <p>2 foregoing deposition and hereby affix my signature that</p> <p>3 same is true and correct, except as noted herein.</p> <p>4</p> <p>5 _____</p> <p>6 RAMIRO SALDIVAR</p> <p>7</p> <p>8 THE STATE OF _____ )</p> <p>9 Before me, _____, on</p> <p>10 this day personally appeared RAMIRO SALDIVAR, known to</p> <p>11 me (or proved to me under oath or through</p> <p>12 _____) (description of identity card or other</p> <p>13 document) to be the person whose name is subscribed to</p> <p>14 the foregoing instrument and acknowledged to me that</p> <p>15 they executed same for the purposes and consideration</p> <p>16 therein expressed.</p> <p>17 Given under my hand and seal of office on</p> <p>18 this _____ day of _____, _____.</p> <p>19</p> <p>20</p> <p>21 _____</p> <p>22 NOTARY PUBLIC IN AND FOR</p> <p>23 THE STATE OF _____</p> <p>24 My Commission Expires: _____</p> <p>25</p>
<p>175</p> <p>1 CHANGES AND SIGNATURE</p> <p>2 WITNESS NAME: DATE OF DEPOSITION:</p> <p>3 RAMIRO SALDIVAR February 1, 2023</p> <p>4 PAGE/LINE CHANGE REASON</p> <p>5 _____</p> <p>6 _____</p> <p>7 _____</p> <p>8 _____</p> <p>9 _____</p> <p>10 _____</p> <p>11 _____</p> <p>12 _____</p> <p>13 _____</p> <p>14 _____</p> <p>15 _____</p> <p>16 _____</p> <p>17 _____</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 _____</p> <p>22 _____</p> <p>23 _____</p> <p>24 _____</p> <p>25 _____</p>	<p>177</p> <p>1 STATE OF TEXAS )</p> <p>2 REPORTER'S CERTIFICATION</p> <p>3 I, DEBBIE D. CUNNINGHAM, CSR, hereby certify that</p> <p>4 the witness was duly sworn and that this transcript is a</p> <p>5 true record of the testimony given by the witness.</p> <p>6 I further certify that I am neither counsel for,</p> <p>7 related to, nor employed by any of the parties or</p> <p>8 attorneys in the action in which this proceeding was</p> <p>9 taken. Further, I am not a relative or employee of any</p> <p>10 attorney of record in this cause, nor am I financially</p> <p>11 or otherwise interested in the outcome of the action.</p> <p>12 I further certify that pursuant to FRCP</p> <p>13 Rule 30(f)(1) that the signature of the deponent was</p> <p>14 requested by the deponent or a party before the</p> <p>15 completion of the deposition and that the signature is</p> <p>16 to be before any notary public and returned within 30</p> <p>17 days from date receipt of the transcript. If returned,</p> <p>18 the attached Changes and Signature Page contains any</p> <p>19 changes and the reasons therefore.</p> <p>20 Subscribed and sworn to by me this day,</p> <p>21 February 16, 2023.</p> <p>22 _____</p> <p>23 Debbie D. Cunningham, CSR</p> <p>24 Expiration: 6/30/23</p> <p>25 INTEGRITY LEGAL SUPPORT SOLUTIONS</p> <p>9901 Brodie Ln, Ste. 160-400</p> <p>Austin, Texas 78748</p> <p>www.integritylegal.support</p> <p>512-320-8690; FIRM # 528</p>